IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

FIRST APPEAL No. 1078 of 1985

For Approval and Signature:

HONOURABLE MR.JUSTICE M.R. SHAH

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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ABDULAMIA KALLU ANSARIA & 36 - Appellant(s)
Versus
MOHMAD AHSAN HAJI HUSANBUX & 13 - Defendant(s)

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Appearance :

MR PV NANAVATI for Appellant(s) : 1 - 37.
MR NN PRAJAPATI for Defendant(s) : 1,
None for Defendant(s) : 2 - 4,6 - 8, 11,13 - 14.
NOTICE SERVED for Defendant(s) : 5, 9,
NOTICE UNSERVED for Defendant(s) : 10, 12,

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CORAM : HONOURABLE MR.JUSTICE M.R. SHAH

Date : 21/07/2006

ORAL JUDGMENT

1. By way of this appeal, the appellants – original plaintiffs have challenged the judgment and decree passed by the learned City Civil Court, Ahmedabad,

dated 6th November, 1984 passed in Civil Suit No. 3537 of 1980 in partly decreeing the suit.

2. Considering the operative portion of the judgment and decree, it appears that as such, the learned trial Court by and large decreed the suit. However, did not pass a decree with regard to the costs against the original defendant No.1. Considering the nature of dispute, the present appeal has become infructuous as the dispute was pertaining to the election of the Managing Committee of Bakery Association, Ahmedabad. Hence, this appeal is accordingly dismissed. No costs.

(M.R.SHAH, J.)

kdc.